

ASSEMBLY BILL

No. 391

Introduced by Assembly Member Wieckowski

February 15, 2013

An act to amend Section 1550 of the Health and Safety Code, relating to community care facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 391, as introduced, Wieckowski. Community care facilities.

The California Community Care Facilities Act provides for the licensure and regulation of community care facilities by the State Department of Social Services. Existing law authorizes the department to deny an application for, or suspend or revoke, any license, or any administrator certificate, or deny a transfer of a license under certain circumstances.

This bill would make technical, nonsubstantive changes to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 1550 of the Health and Safety Code is
- 2 amended to read:
- 3 1550. The department may deny an application for, or suspend
- 4 or revoke, any license, or any administrator certificate, issued
- 5 under this chapter upon any of the following grounds and in the
- 6 manner provided in this chapter, or may deny a transfer of a license

1 pursuant to paragraph (2) of subdivision (b) of Section 1524 for
2 any of the following grounds:

3 (a) Violation by the licensee or holder of a special permit of
4 this chapter or of the rules and regulations promulgated under this
5 chapter.

6 (b) Aiding, abetting, or permitting the violation of this chapter
7 or of the rules and regulations promulgated under this chapter.

8 (c) Conduct which is inimical to the health, morals, welfare, or
9 safety of either an individual in, or receiving services from, the
10 facility or the people of the ~~State of California~~ *state*.

11 (d) The conviction of a licensee, or other person ~~mentioned~~
12 *described* in Section 1522, at any time before or during licensure,
13 of a crime as defined in Section 1522.

14 (e) The licensee of any facility or the person providing direct
15 care or supervision knowingly allows any child to have illegal
16 drugs or alcohol.

17 (f) Engaging in acts of financial malfeasance concerning the
18 operation of a facility, including, but not limited to, improper use
19 or embezzlement of client moneys and property or fraudulent
20 appropriation for personal gain of facility moneys and property,
21 or willful or negligent failure to provide services.